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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/750,244	12/31/2003	James A. Macove	105428-2	8872
21125	7590	05/26/2006	[REDACTED]	EXAMINER
NUTTER MCCLENNEN & FISH LLP				PRONE, JASON D
WORLD TRADE CENTER WEST			[REDACTED]	ART UNIT
155 SEAPORT BOULEVARD				PAPER NUMBER
BOSTON, MA 02210-2604				3724

DATE MAILED: 05/26/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application No.	Applicant(s)
	10/750,244	MACOVE, JAMES A.
	Examiner	Art Unit
	Jason Prone	3724

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) Responsive to communication(s) filed on 25 April 2006.
- 2a) This action is **FINAL**. 2b) This action is non-final.
- 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) Claim(s) 1-15 and 21-45 is/are pending in the application.
- 4a) Of the above claim(s) 1-15 and 33-36 is/are withdrawn from consideration.
- 5) Claim(s) _____ is/are allowed.
- 6) Claim(s) 21-32 and 37-45 is/are rejected.
- 7) Claim(s) _____ is/are objected to.
- 8) Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) The specification is objected to by the Examiner.
- 10) The drawing(s) filed on 31 December 2003 is/are: a) accepted or b) objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) All b) Some * c) None of:
 1. Certified copies of the priority documents have been received.
 2. Certified copies of the priority documents have been received in Application No. _____.
 3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date <u>12/31/03, 11/25/05, 1/13/06</u> <i>JP 5-22-06</i> | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

It is noted that applicant withdrew claims 6-9, however, in the new listing of claims, claims 6-9 are labeled as (Original) and not (Withdrawn). In the next response all claims must have the correct labels corresponding to 37 CFR 1.121(c).

Election/Restrictions

1. Claims 1-15 and 33-36 are withdrawn from further consideration pursuant to 37 CFR 1.142(b), as being drawn to a nonelected species, there being no allowable generic or linking claim. Applicant timely traversed the restriction (election) requirement in the reply filed on 25 April 2006. From the specification, it is clear that the second group can have one or more blades. It is also clear from the specification that a group may contain a single blade. Applicant elected species A, which contains a second group with a single blade. Claim 1 discloses the limitation: a second group of blades. The only second group that features more than one blade is non-elected species B or Figure 6.

Drawings

2. The drawings are objected to as failing to comply with 37 CFR 1.84(p)(5) because they include the following reference character(s) not mentioned in the description: In Figure 4, item "θ". On page 19 line 24 of the specification, it is believed angle Q is referring to θ. To correct this matter, replace θ with a Q in the Figures or replace Q with a θ in the specification. Corrected drawing sheets in compliance with 37 CFR 1.121(d), or amendment to the specification to add the reference character(s) in the description in compliance with 37 CFR 1.121(b) are required in reply to the Office

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action to avoid abandonment of the application. Any amended replacement drawing sheet should include all of the figures appearing on the immediate prior version of the sheet, even if only one figure is being amended. Each drawing sheet submitted after the filing date of an application must be labeled in the top margin as either "Replacement Sheet" or "New Sheet" pursuant to 37 CFR 1.121(d). If the changes are not accepted by the examiner, the applicant will be notified and informed of any required corrective action in the next Office action. The objection to the drawings will not be held in abeyance.

Claim Objections

3. Claims 21 and 25 objected to because of the following informalities: In regards to lines 1-3 of claim 21, the phrase "A razor cartridge for use with a handle for providing both broad area shaving and trim shaving blade groups within a single cartridge, comprising: a razor cartridge defining a handle axis..." should be replaced with "A single razor cartridge for use with a handle for providing both broad area shaving and trim shaving blade groups within said single cartridge, comprising: said razor cartridge defining a handle axis...". All occurrences of the term "cartridge" are referencing the same exact structure.

In regards to claim 25, line 1, the phrase "a handle" should be replaced with "said handle". The handle limitation is previously recited in the preamble of claim 21. Appropriate correction is required.

In regards to lines 2-4 of claims 37 and 41, the phrase "...within a single cartridge, comprising: ...a razor cartridge disposed on the handle..." should be replaced

with "...within a single razor cartridge, comprising:...said razor cartridge disposed on the handle...".

Claim Rejections - 35 USC § 102

4. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

5. Claims 21-32 and 37-45 are rejected under 35 U.S.C. 102(b) as being anticipated by Rozenkranc (6,276,061).

Claims 21-32:

In regards to claim 21, Rozenkranc discloses the same invention including a razor cartridge (2) for use with a handle (1), the razor cartridge defines a handle axis (Fig. 2), a first blade group provided on the razor cartridge and having a plurality of blades configured to provide a broad area shaving in a first working plane (3), the first working plane intersects the handle axis (Fig. 2). A second blade group provided on the razor cartridge and having at least one razor blade configured to provide trim shaving in a second work plane (4), the second working plane intersects the handle axis (Fig. 2), and the first and second working planes intersect each other so as to define a line of intersection that is substantially transverse to the handle axis (Fig. 2).

In regards to claim 22, Rozenkranc discloses the blades in the first group are parallel to each other (3).

In regards to claim 23, Rozenkranc discloses the blades in the first blade group are provided at an acute angle to the first working plane in a direction of intended shaving (Fig. 1).

In regards to claim 24, Rozenkranc discloses the line of intersection is orthogonal to the handle axis (Fig. 2).

In regards to claim 25, Rozenkranc discloses the handle is attached to the razor cartridge (1) and at least a portion of the handle extending along the handle axis (1).

In regards to claim 26, Rozenkranc discloses the first and second working planes are configured to allow conversion by a user from broad area shaving to trim shaving by rotating the handle 180° about the handle axis (Figs. 2a and 3a).

In regards to claim 27, Rozenkranc discloses wherein at least a portion of the handle is symmetric to facilitate handling of the handle for either broad area shaving or trim shaving (Figs. 2 and 3).

In regards to claims 28 and 29, Rozenkranc discloses the first and second working planes intersect at an angle between about 75° and 135° (Column 1 lines 59-63).

In regards to claim 30, Rozenkranc discloses the handle is elongated and has a curve at an end attached to the razor cartridge (1) and the curve being concave on the same side as the first blade group (Fig. 2).

In regards to claims 31 and 32, Rozenkranc discloses the secondary blade group has a leading-edge blade guard having a thin profile to allow a distance between the

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cutting blade and the skin (Fig. 1, portion in front of leading edge of 4 with triangle notch) and the secondary blade group has a single razor blade (4).

Claims 37-40:

In regards to claim 37, Rozenkranc discloses the same invention including a razor system providing both broad area shaving and trim shaving blade groups within a single cartridge (2), an elongate handle defining a handle axis (1), the razor cartridge disposed on the handle (Fig. 2) having a first blade group having a plurality of blades configured to provide a broad area shaving in a first working plane (3), the first working plane intersects the handle axis (Fig. 2), a second blade group having at least one razor blade configured to provide trim shaving in a second work plane (4), the second working plane intersects the handle axis (Fig. 2), the first and second working planes intersect each other so as to define a line of intersection that is substantially transverse to the handle axis (Fig. 2), the handle has a curve at an end attached to the razor cartridge (1), and the curve being concave on the same side as the first blade group (Fig. 2).

In regards to claim 38, Rozenkranc discloses the first and second working planes are configured to allow conversion by a user from broad area shaving to trim shaving by rotating the handle 180° about the handle axis (Figs. 2a and 3a).

In regards to claim 39, Rozenkranc discloses wherein at least a portion of the handle is symmetric to facilitate handling of the handle for either broad area shaving or trim shaving (Figs. 2 and 3).

In regards to claim 40, Rozenkranc discloses the first and second working planes intersect at an angle between about 75° and 135° (Column 1 lines 59-63).

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Claims 41-45:

In regards to claim 41, Rozenkranc discloses the same invention including a razor system providing both broad area shaving and trim shaving blade groups within a single cartridge (2), an elongate handle defining a handle axis (1), the razor cartridge disposed on the handle (Fig. 2) having a first blade group having a plurality of blades configured to provide a broad area shaving in a first working plane (3), the first working plane intersects the handle axis (Fig. 2), a second blade group having at least one razor blade configured to provide trim shaving in a second work plane (4), the second working plane intersects the handle axis (Fig. 2), the first and second working planes intersect each other so as to define a line of intersection that is substantially transverse to the handle axis (Fig. 2), and the first and second working planes intersect at an angle between about 75° and 135° (Column 1 lines 59-63).

In regards to claim 42, Rozenkranc discloses the first and second working planes are configured to allow conversion by a user from broad area shaving to trim shaving by rotating the handle 180° about the handle axis (Figs. 2a and 3a).

In regards to claim 43, Rozenkranc discloses wherein at least a portion of the handle is symmetric to facilitate handling of the handle for either broad area shaving or trim shaving (Figs. 2 and 3).

In regards to claim 44, Rozenkranc discloses the handle is elongated and has a curve at an end attached to the razor cartridge (1) and the curve being concave on the same side as the first blade group (Fig. 2).

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In regards to claim 45, Rozenkranc discloses the secondary blade group has a leading-edge blade guard having a thin profile to allow a distance between the cutting blade and the skin (Fig. 1, portion in front of leading edge of 4 with triangle notch).

Conclusion

6. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Sceberras, Glass, Iten, Radcliffe, Schoenberg, Andrews ('622), Harkleroad, Vega et al., Andrews ('288).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jason Prone whose telephone number is (571) 272-4513. The examiner can normally be reached on 7:30-5:00, Mon - (every other) Fri.

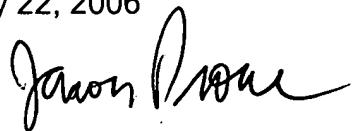
If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Boyer D. Ashley can be reached on (571) 272-4502. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

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Patent Examiner
Jason Prone
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